

PO BOX 556
SPRINGTOWN, PA 18081
PHONE NO. 610-346-7112
FAX NO. 610-346-8189
EMAIL: WENDYKOB@USANET

WENDY W. KOB, ESQ.

Fax

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Company: USPTO

From: Wendy W. Koba

Attention: Melanie Jagannathan

Pages including cover sheet: 9

Fax No.: 571-273-8300

Date: 8/9/05

Re: Serial No. 10/748,378

☒ Urgent ☐ Please review ☐ Please Comment ☐ Please Reply ☐ For your information

Case Name: Chiusi 24-12

Serial Number: 10/748,378

Filing Date: December 30, 2003

Group Art Unit: 2666

Examiner: Melanie Jagannathan

Title: Method and Apparatus for Guaranteeing Data Transfer Rates and Delays in Data Packet Networks Using Generalized Discrete Data Transfer Rate Approach

In response to a final office action dated June 9, 2005 attached please find the following:

1. Transmittal Form (1 page)
2. Certificate of Transmisslon Under 37 CFR 1.8 (1 page)
3. Claims as Amended (1 page)
4. Amendment (5 pages)

Respectfully submitted,

Wendy W. Koba

Wendy W. Koba, Esq.

PTO/SB/21 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/748,378
	Filing Date	12/30/2003
	First Named Inventor	Chiussi
	Art Unit	2666
	Examiner Name	Melanie Jagannathan
Total Number of Pages In This Submission	Attorney Docket Number	24-12

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.62 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Fax Cover Sheet 2. Cert. of transmission 3. Claims As Amended
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Wendy W. Koba, Esq.		
Signature	<i>Wendy W. Koba</i>		
Printed name	Wendy W. Koba		
Date	8/9/05	Reg. No.	30509

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	<i>Wendy W. Koba</i>		
Typed or printed name	Wendy W. Koba	Date	8/9/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/97 (09-04)

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Date

Wendy W. Koba
Signature

Wendy W. Koba
Typed or printed name of person signing Certificate

30509
Registration Number, if applicable

610-346-7112
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

1. Fax Cover Sheet (1 page)
2. Claims As Amended (1 page)
3. Amendment (5 pages)

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

CASE *Chiussi 24-12*SERIAL NO. *10/748,378*GROUP ART UNIT *2666*FILED *12/20/2003*EXAMINER *Melanie Jagannathan*

TITLE *Method and Apparatus for Guaranteeing Data Transfer Rates and Delays in Data Packet Networks Using Generalized Discrete Data Transfer Rate Approach*

COMMISSIONER OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

SIR

Enclosed is an amendment in the above-identified application:

[] No additional fee is required, as shown below.

[] Please charge the amount of \$_____ to Agere Systems Inc. Deposit Account No. 501735 to cover the fee as calculated below. Duplicate copies of this letter are enclosed.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS FOR FEE PURPOSES		MINUS	<i>9</i>		X \$50	
INDEPENDENT CLAIMS		MINUS	<i>1</i>		X \$200	
MULTIPLE DEPENDENT CLAIM(S) First presented with this amendment, if applicable					X \$360	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$

In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit Deposit Account No. 501735 as required to, correct the error.

Please address all correspondence to Wendy W. Koba, P.O. Box 556, Springtown, PA 18081-0556.

Respectfully,

Wendy W. Koba
Reg. No. 30509
Attorney for Applicant(s)
610-346-7112

Date: _____

Chiussi 24-12

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

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Patent Application

Inventor(s) Fabio Massimo Chiussi
Andrea Francini

Case 24-12

Conf. No. 4391

Serial No. 10/748,378

Group Art Unit 2666

Filing Date December 30, 2003

Examiner M. Jagannathan

Title Method and Apparatus for Guaranteeing Data Transfer Rates and
Delays in Data Packet Networks Using Generalized Discrete Data Transfer
Rate Approach

**COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313-1450**

SIR:

AMENDMENT AFTER FINAL REJECTION

In response to a Final Office action dated June 9, 2005, please amend the above-identified application as follows: